

Message Text

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ACTION ARA-14

INFO OCT-01 ISO-00 AID-05 CIAE-00 COME-00 EB-08 FRB-03
INR-07 NSAE-00 USIA-06 TRSE-00 XMB-02 OPIC-03
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FM AMEMBASSY SAN JOSE
TO SECSTATE WASHDC PRIORITY 8215

LIMITED OFFICIAL USE SAN JOSE 3424

E.O. 11652: N/A
TAGS: EFIN, CS
SUBJECT: LATIN AMERICAN BANK AND GRUPO PROIN

REF: (A) STATE 172343 (B) SAN JOSE 1355,(76)

1. ROGER LICLERCQ WAS RELEASED JULY 26 UPON POSTING OF BOND OF 500,000 COLONES.
 2. THE DEFENSE ATTORNEY FOR LECLERCQ AND THE LATIN AMERICAN BANK FILED A MOTION JULY 22 WITH THE PENAL COURT SEEKING TO HAVE THE CRIMINAL CHARGE OF FRAUD BROUGHT BY THE RODRIQUEZ BROTHERS AGAINST U.S. BANKERS AND LECLERCQ DISMISSED ON GROUNDS THAT THE COLLECTION OF THE \$10 MILLION NOTE WAS A CIVIL AND NOT A CRIMINAL MATTER. MOTION REQUESTS THAT RODRIQUEZ BROTHERS PAY COURT COSTS AND DAMAGES.
 3. FACTS OF BOTH THE CRIMINAL AND CIVIL CASES ARE NOT YET CLEARLY ESTABLISHED BUT WILL PRESUMABLY BECOME CLEARER AS BOTH LEGAL ACTIONS PROCEED IN LOCAL COURTS. SINCE MATTER IS BEFORE THE COURTS, AND SINCE FACTS HAVE NOT BEEN ESTABLISHED, EMBASSY DOES NOT BELIEVE THAT THERE IS BASIS FOR INTERVENTION WITH EXECUTIVE BRANCH OF GOCR AT THIS TIME. (EMBASSY PREVIOUSLY DECLINED INTERVENE IN GRUPO
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PROIN/LAB CASE FOR REASONS SET FORTH IN REXHB.) HOWEVER, JUDGING FROM PRESS ACCOUNTS, HIGH OFFICIALS OF GOCR (E.G., FONMIN GONZALO FACIO, CENTRAL BANK PRESIDENT BERNAL JIMENEZ) ARE WELL AWARE OF POSSIBLE NEGATIVE IMPACT OF FILING OF CRIMINAL CHARGES AGAINST MOORE, LECLERCQ, AND OTHERS. ACCORDING TO PRESS, BERNAL JIMENEZ HAS BEEN MEETING WITH GRUPO PROIN AND WITH COSTA RICAN

MEMBERS OF LAB BOARD TO ATTEMPT TO WORK OUT AGREEMENT
UNDER WHICH CRIMINAL CHARGES WOULD BE DROPPED.

4. AMBASSADOR IS SCHEDULED TO MAKE A COURTESY CALL ON
BERNAL JIMENEZ ON JULY 28 AND AT THAT TIME WILL REQUEST
JIMENEZ' ASSESSMENT OF SITUATION.
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Message Attributes

Automatic Decaptioning: X
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Sent Date: 27-Jul-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
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